

**TERMINAL DISCLAIMER TO OBViate A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

1217-053934

In re Application of: Toshiaki KAWANISHI; Takayuki TAKAHATA; Kenji TOMONARI; Kiyoshi YAMAGISHI; Atsushi KOIKE; Akiko KUBOTA; and Shinichi INOUE

Application No.: 10/564,331

Filed: January 11, 2006

For: Device and Method of Detecting Flow Rate/Liquid Kind, and Device and Method of Detecting Liquid Kind

The owner*, Mitsui Mining & Smelting Co., Ltd., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent No. 7,152,582, and prior patent No. 7,168,300, as the term of said prior patents is defined in 35 U.S.C. 154 and 173, and as the term of said prior patents is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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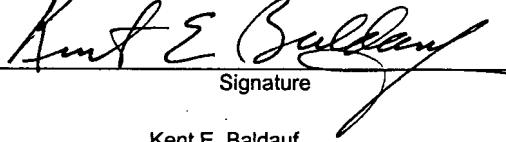
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2. The undersigned is an attorney or agent of record. Reg. No. 25,826


Signature

July 18, 2007

Date

Kent E. Baldauf

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412-471-8815

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